IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: The 10th day of April 2006
Bail Appliction No. 124 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Sri Subhod alias Subodh Yadev
S/o Sri Ram KUwar
R/o Leaderpur
P.S. Nurpur
District Bijnor

….Applicant

Versus

State of Uttaranchal ..Opposite Party

Arising out of Case of Crime No. 1346 of 2005
Under Section 395, 412 I.P.C. and
2/3 Gangster Act
Police Station-Jaspur

By the court

Hon'ble B.C. Kandpal, J.

The applicant has applied for bail in case crime No. 1346 of 2005 under Sections 395, 412 I.P.C. and 2/3 Gangster Act, Police Station Jaspur.

Heard Sri Kailash Joshi, learned counsel for the applicant, learned A.G.A. and perused the record.

The Gang Chari shows that four cases are shown against the applicant out of four cases two cases are under Section 395, 412 I.P.C. and Section 147, 148, 149, 307, I.P.C. Both these cases relates to the same transaction and rest of two cases are shown under Section 125 Arms Act. In the instant case it reveals that the recovery of one writ watch has been recovered from the possession of the applicant.

The applicant is in jail since 15.10.2005. therefore, keeping in view the period of detention of the applicant in jail as well as on the basis of which the Gangster Act has been imposed against the applicant, I am of the view that it is a fit case for bail at this stage.

Let the applicant Subhod @ subodh Yadav be released on bail on his executing a personal bond and furnishing two sureties each in the lake amount to the satisfaction of Magistrate concerned.

(B.C. Kandpal,J.)

10.04.2006
ASWAL